

RECEIVED
CENTRAL FAX CENTER
JUL 11 2006

REMARKS

Applicant has amended claims 1, 6-12 and canceled claims 2-5 without prejudice. Applicant respectfully submits that these amendments to the claims are supported by the application as originally filed and do not contain any new matter. Accordingly, the Office Action will be discussed in terms of the claims as amended.

The Examiner has rejected the claims 1-12 under 35 USC 112, second paragraph, as being indefinite for being in a narrative form. Applicant has amended the claims and respectfully requests that they are now definite and comply with the requirements of 35 USC 112, second paragraph.

The Examiner has rejected claims 1-10 and 12 under 35 USC 102 as being anticipated by Matsushima, stating that Matsushima discloses all of the elements of the claims.

In reply thereto, Applicant respectfully submits that in view of the extensive amendments to claim 1 which essentially includes all of the elements of claims 1, 2, 3, 4 and 5 and additional elements to clarify the claims, that Matsushima does not disclose all of the elements of Applicant's claim 1 or claims 6-10 and 12 which are dependent from claim 1. In particular, Applicant respectfully submits that Applicant's invention as now claimed by claim 1 requires:

1. a screw holding type screwdriver bit for a screw that has a bit engagement groove in the form of a cross, three way form and a polygon shape;
 2. a cut out obtained by cutting out any one of the plurality of blade portions with the driver bit that engages the bit engagement groove of a screw;
 3. a long groove is formed so as to extend from the cut-out of the blade portion to the shaft portion of the driver bit;
 4. a protective sleeve that surrounds the outer circumferences of the cut-out portion of the blade portion and the shaft portion;
 5. a guide passage for inserting and disposing an elastic piece that extends from the cut-out of the blade portion to the long groove and which has a screw holding function;
- and

6. a tip end of the elastic piece together with the tip end of the plurality of blade portions extends out of the guide passage and is elastically inserted into the bit engagement groove of the screw.

Applicant respectfully submits that such a structure is not contained with Matsushima. Therefore, Applicant respectfully submits that claims 1, 6-10 and 12 are not anticipated by Matsushima.

The Examiner has rejected claim 11 under 35 USC 103 as being obvious over Matsushima in view of Desbarats, stating that Matsushima discloses all of Applicant's invention except for the removable sleeve; Desbarats teaches a screwdrivers with a movable sleeve; and it would be obvious to one of ordinary skill in the art to modify Matsushima in view of the teachings of Desbarats.


In reply thereto, Applicant would like to incorporate by reference his comments above concerning Applicant's invention and Matsushima and respectfully submits that the basic structure of claim 1 upon which claim 11 depends is not shown or suggested by Matsushima. In addition, Applicant respectfully submits that while Desbarats may disclose a movable sleeve, the movable sleeve of Desbarats is not elastically movable in an axial direction as is required by Applicant's claim 11.

In view of the above, therefore, Applicant respectfully submits that the combination suggested by the Examiner is not Applicant's invention and claim 11 is not obvious over Matsushima in view of Desbarats.

In view of the above, therefore, it is respectfully requested that this Amendment be entered, favorably considered and the case passed to issue.

Please charge any additional costs incurred by or in order to implement this Amendment or required by any requests for extensions of time to KODA & ANDROLIA DEPOSIT ACCOUNT NO. 11-1445.

Respectfully submitted,
KODA & ANDROLIA

By: 
William L. Androlia
Reg. No. 27,177

2029 Century Park East
Suite 1140
Los Angeles, CA 90067-2983
Tel: (310) 277-1391
Fax: (310) 277-4118

Certificate of Transmission

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office Fax No. (571) 273-8300 on July 11, 2006.

William L. Androlia

Name

Signature

7/11/2006

Date